

Chairman DINGELL of the Energy and Commerce Committee supported that it be made in order. The subcommittee chairman, RICK BOUCHER of the Energy and Air Quality Subcommittee, to their credit, said that it should be in order. It is not in order.

□ 0945

So you have an energy bill before you that doesn't have any energy. Nothing on coal to liquids, nothing on alternative fuels, nothing on oil and gas. There is a little bit of a cleanup section on loan guarantees for nuclear power plants, but that is kind of offset because you have to use Davis-Bacon to build them now.

So, all in all, what we have got is a big bill. Congresswoman BLACKBURN pointed it out and held it up. But it is kind of a where-is-the-energy energy bill. If they had just made our substitute in order, you would have had a chance to actually have a bipartisan coalition come together on energy.

There is a majority on the House floor on both sides of the aisle for a comprehensive energy package. We put it together in the last Congress, "we" being JOHN DINGELL and JOE BARTON and others. We had an energy conference report that is now law that almost all of the Republicans voted for and almost half of the Democrats. Chairman DINGELL signed the conference report, as did several other Democrats who are now chairmen and subcommittee chairmen in this Congress.

So if you want lower gasoline prices, if you want more refineries built, if you want LNG facilities sited, if you really want to see alternative fuels jump-started in this country, don't look in that bill that we are going to vote on because of this rule. We will send you a copy of the Republican substitute which isn't going to be considered, and you will find all of those things in our substitute.

I would hope that we could vote "no" on the rule, send it back to the Rules Committee, make in order the substitute, come out on a bipartisan fashion and actually vote on a comprehensive energy package.

What is in the bill is mandatory building codes preempting the States, something called green energy which is good in concept but which would require every building in this country by 2050 be a consumer on a net basis of zero energy, regardless of the cost; a preemption of building codes for manufactured housing which will probably put the manufactured housing business out of business in this country. And, oh, yes, if you are a small mom-and-pop air conditioner repairman, you are probably going to be put out of business, too, because there is a standards section on appliance standards which requires more efficient, which is not a bad idea in concept of air conditioning, which is probably going to be very difficult to implement and put at risk many, many of our small mom-and-pop

air conditioning repair businesses in this country.

So what you have is no comprehensive energy package. Instead, you get a Federal Government, big brother, preempt the States, preempt the local governments on building codes and telling people what kind of light bulbs to use and what kind of air conditioners to use.

This is not my grandfather's energy package. Please vote "no" on the rule.

Mr. LINCOLN DIAZ-BALART of Florida. Mr. Speaker, I yield 2 minutes to the gentleman from North Carolina (Mr. MCHENRY).

Mr. MCHENRY. Mr. Speaker, I thank my colleague for yielding.

A major component of the Democrats' energy legislation and the Democrats' answer to our energy crisis is, hold on, wait one minute, wait one minute, it is promoting the use of the bicycle. Oh, I cannot make this stuff up. Yes, the American people have heard this. Their answer to our fuel crisis, the crisis at the pumps, is: Ride a bike.

Democrats believe that using taxpayer funds in this bill to the tune of \$1 million a year should be devoted to the principle of: "Save energy, ride a bike." Some might argue that depending on bicycles to solve our energy crisis is naive, perhaps ridiculous. Some might even say Congress should use this energy legislation to create new energy, bring new nuclear power plants on line, use clean coal technology, energy exploration, but no, no. They want to tell the American people, stop driving, ride a bike. This is absolutely amazing.

Apparently, the Democrats believe that the miracle on two wheels that we know as a bicycle will end our dependence on foreign oil. I cannot make this stuff up. It is absolutely amazing.

Ladies and gentlemen, I bring you the Democrats, promoting 19th century solutions to 21st century problems. If you don't like it, ride a bike. If you don't like the price at the pumps, ride a bike.

Stay tuned for the next big idea for the Democrats: Improving energy efficiency by the horse and buggy.

Mr. LINCOLN DIAZ-BALART of Florida. Mr. Speaker, it is my pleasure to yield 30 seconds to the distinguished gentleman from Georgia (Mr. WESTMORELAND).

Mr. WESTMORELAND. I thank my friend from Florida for yielding.

I want to read one thing. "Every person has a right to have his or her voice heard, respectful of both the wishes of the Founders and the expectations of the American people. We offer the following principles for restoring democracy in the people's House, guaranteeing that the voices of all the people are heard." That quote is from Speaker NANCY PELOSI; yet the Republican substitute to this bill was not allowed.

MOTION TO ADJOURN

Mr. WESTMORELAND. Mr. Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion to adjourn.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. WELCH of Vermont. Mr. Speaker, on that I demand the yeas and nays.

The SPEAKER pro tempore. The yeas and nays are requested. Those favoring the yeas and nays will please rise.

The Chair is counting for the yeas and nays.

Mr. WELCH of Vermont. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. A quorum is not required for an affirmative vote on a motion to adjourn.

The Chair is counting for the yeas and nays.

A sufficient number having risen, the yeas and nays are ordered.

Members will record their votes by electronic device.

PARLIAMENTARY INQUIRY

Mr. WESTMORELAND. Parliamentary Inquiry.

The SPEAKER pro tempore. The gentleman is recognized for a parliamentary inquiry.

Mr. WESTMORELAND. Could the Speaker tell me what the magic number was that rose in order to get a vote?

The SPEAKER pro tempore. The Chair's count is not subject to challenge. The Chair counted one-fifth of those present standing.

The vote was taken by electronic device, and there were—yeas 136, nays 246, not voting 50, as follows:

[Roll No. 824]

YEAS—136

Aderholt	Diaz-Balart, M.	McCarthy (CA)
Akin	Drake	McCrery
Alexander	Dreier	McHenry
Bachus	Duncan	McKeon
Baird	Ehlers	Mica
Baker	English (PA)	Miller (FL)
Barrett (SC)	Everett	Miller (MI)
Bartlett (MD)	Feeney	Miller, Gary
Barton (TX)	Flake	Murphy, Tim
Biggart	Foxx	Musgrave
Bilbray	Franks (AZ)	Myrick
Bilirakis	Frelinghuysen	Neugebauer
Bishop (UT)	Garrett (NJ)	Nunes
Blackburn	Gilchrest	Pearce
Blunt	Gingrey	Peterson (PA)
Boehner	Gohmert	Petri
Bonner	Goodlatte	Pickering
Boustany	Graves	Pitts
Brady (TX)	Hastings (WA)	Porter
Broun (GA)	Heller	Price (GA)
Brown-Waite,	Hensarling	Pryce (OH)
Ginny	Herger	Putnam
Buchanan	Hobson	Regula
Burgess	Hulshof	Rehberg
Burton (IN)	Inglis (SC)	Reichert
Buyer	Issa	Reynolds
Calvert	Jindal	Rogers (AL)
Camp (MI)	Jordan	Rogers (KY)
Campbell (CA)	Keller	Rogers (MI)
Cannon	King (IA)	Ros-Lehtinen
Cantor	King (NY)	Roskam
Capito	Knollenberg	Royce
Carter	Lamborn	Ryan (WI)
Chabot	Latham	Sali
Davis (KY)	LaTourette	Schmidt
Davis, David	Lewis (CA)	Sensenbrenner
Davis, Tom	Linder	Sessions
Deal (GA)	Lucas	Shadegg
Diaz-Balart, L.	Manzullo	Shimkus